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JAMES BONINI
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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

04 JAN 26 PM 12:50

Certified Mail #: 7003-1680-0004-1224-4989

Case No.: C-1-01-541

ACCEPTED FOR VALUE

Re: ORDER

KENNETH J. MURPHY, dba: EXECUTIVE OFFICER/CLERK

~~U. S. DISTRICT COURT~~

SOUTHERN DISTRICT OF OHIO

U. S. Courthouse

100 East Fifth Street

Cincinnati, Ohio 45202

LAURA EWENS, dba: TRIAL ATTORNEY

U. S. DEPARTMENT OF JUSTICE

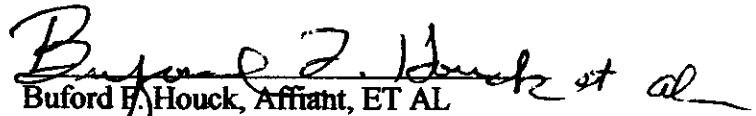
P. O. Box 55

Washington, D. C. 20004

ACCEPTED FOR VALUE

RE: ORDER

Respectfully,


Buford E. Houck, Affiant, ET AL
c/o: 1739 Kevin Street
Ironton, Ohio 45638

STATE OF OHIO

}
} ASSEVERATION
}

COUNTY OF LAWRENCE

Affirmed to and subscribed by Buford F. Houck, in my presence

this 23RD day of January, 2004.

My Commission Expires: 3-4-07

DEBBIE PERRY
Notary Public, State of Ohio
My commission expires March 4, 2007

Debbie Perry
Notary

CERTIFICATE OF SERVICE

I, Philip Kline, hereby certify that the following parties
were mailed sets of the attached document(s): **RE: ORDER, (1 Page)**, on 1-23,
2004, by Certified U. S. Mail, Return Receipt, Postage Prepaid.

Philip Kline

KENNETH J. MURPHY, dba: EXECUTIVE OFFICER/CLERK
U. S. DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
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100 East Fifth Street
Cincinnati, Ohio 45202

LAURA EWENS, dba: TRIAL ATTORNEY
U. S. DEPARTMENT OF JUSTICE
P. O. Box 55
Washington, D. C. 20004

I, Philip Kline, DID PLACE THE ENCLOSED
DOCUMENTS, **RE: ORDER, (1 Page)**, in the U. S. Mail, on 1-23,
2004, by Certified U. S. Mail, Return Receipt, Postage Prepaid.

Philip Kline

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

United States of America,
Plaintiff

v.

Case No. 1:01-cv-541

Buford F. Houck, et al.,
Defendants

ORDER

This matter is before the Court on the Magistrate Judge's Report and Recommendation filed November 7, 2003.

Proper notice has been given to the parties under 28 U.S.C. § 636(b)(1)(C), including notice that the parties would have further appeal if they failed to file objections to the Report and Recommendation in a timely manner. See United States v. Walters, 638 F.2d 947 (6th Cir. 1981). As of the date of this Order, no objections to the Magistrate Judge's Report and Recommendation have been filed.

Having reviewed this matter de novo pursuant to 28 U.S.C. § 636, we find the Magistrate Judge's Report and Recommendation correct.

Accordingly, it is **ORDERED** that the Report and Recommendation of the Magistrate Judge is hereby **ADOPTED** and defendant Buford Houck's motion to set aside default judgment (Doc. 44) is **DENIED**.

January 16, 2004
Date

s/Sandra S. Beckwith
Sandra S. Beckwith
United States District Judge